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DANIEL G. BOGDEN  
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IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEVADA

DON JAY BLUNT,  
Plaintiff,

v.

UNITED STATES OF AMERICA,  
Defendant.

UNITED STATES OF AMERICA,  
Counterclaim Plaintiff,

v.

DON JAY BLUNT,  
Counterclaim Defendant,

and

JENNIFER PELLIGRINO (formerly  
JENNIFER OLIVAS)  
Additional Counterclaim Defendant.

Civil No. 2:12-cv-2191-RCJ-NJK

**NOTICE OF BANKRUPTCY AND  
JOINT REQUEST FOR ORDER  
STAYING CASE AND EXTENDING  
DEADLINES**

**AS AMENDED  
PAGE 3**

Defendant and Counterclaim Plaintiff United States of America (the "United States"),

1 and Plaintiff and Counterclaim Defendant Don J. Blunt ("Blunt"), through their respective  
2 counsel, hereby file this NOTICE OF BANKRUPTCY and JOINT REQUEST FOR ORDER  
3 STAYING CASE AND EXTENDING DEADLINES.

4 On December 24, 2012, Blunt filed a complaint seeking a refund of federal income taxes  
5 and disputing the Internal Revenue Service's assessments made against Blunt under 26 U.S.C.  
6 § 6672. ECF No. 1. On March 1, 2013, the United States filed its Answer and Counterclaim  
7 against Blunt. ECF No. 9. On March 22, 2013 the United States filed its Amended Answer and  
8 Counterclaims against Blunt and against Jennifer Olivas (Pellegrino). ECF No. 11.

9 On April 2, 2013, Counterclaim Defendant Jennifer Olivas (Pellegrino) filed a voluntary  
10 petition under Chapter 7 of the Bankruptcy Code (11 U.S.C) in the United States Bankruptcy  
11 Court of District of Nevada, case No. 13-12765-bam (the "Bankruptcy Petition"). Pursuant to 11  
12 U.S.C. § 362(a), filing of a bankruptcy petition operates as a stay of, among other things, "the  
13 commencement or continuation, including the issuance or employment of process, of a judicial,  
14 administrative, or other action or proceeding against the debtor." 11 U.S.C. § 362(a)(1).

15 The Bankruptcy Petition was filed on April 2, 2013, after the United States named  
16 Jennifer Olivas (Pellegrino) as an additional counterclaim defendant in this case, but before she  
17 was served with the Counterclaim. No scheduling order has been issued in the case.

18 The undersigned attorney for the United States has contacted Ms. Olivas' bankruptcy  
19 counsel and will inform the Court if and when the automatic stay is lifted in respect to this  
20 matter.

21 WHEREFORE, the United States and Blunt request that this matter be stayed and all  
22

1 pending deadlines be extended until the bankruptcy stay is lifted or modified so as to allow this  
2 matter to proceed against Ms. Olivas (Pellegrino). Counsel for the United States will notify the  
3 Court within 14 days of any change in status.

4 Respectfully submitted on April 22, 2013.

5 KATHRYN KENEALLY  
Assistant Attorney General

6 /s/ Boris Kukso  
BORIS KUKSO  
7 Trial Attorney, Tax Division  
U.S. Department of Justice

8 Of Counsel:  
DANIEL G. BOGDEN  
9 United States Attorney

10 *Attorneys for The United States of America*

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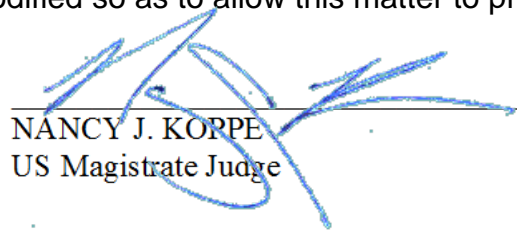
13 **ORDER**

14 Pursuant to Title 11, United States Code Section 362,

15 IT IS HEREBY ORDERED that this matter is stayed and all pending deadlines are  
16 extended until the automatic stay in Case No. 13-12765-bam currently pending in the United  
17 States Bankruptcy Court of District of Nevada is lifted or modified so as to allow this matter to  
18 proceed against Ms. Olivas (Pellegrino).

The Parties shall notify the Court as soon as the  
stay in Case No. 13-12765-bam is lifted or  
modified so as to allow this matter to proceed.

19 Dated: April 23, 2013

20   
NANCY J. KORPE  
US Magistrate Judge

**CERTIFICATE OF SERVICE**

It is hereby certified that service of the foregoing **UNITED STATES' AMENDED ANSWER AND COUNTERCLAIMS** has been made April 22, 2013 by placing copies in the United States Mail addressed to the following:

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